

REJECTIONS

Provisional Statutory Double Patenting Rejection under 35 USC 101

Applicant has expressly abandoned US Patent Application Serial No. 09/973,481. A copy of the express abandonment form filed in that application is enclosed with this response. As a result of that express abandonment of the other application, the provisional statutory double patenting rejection is moot.

CONCLUSION

In view of the above arguments, it is respectfully submitted that Claims 1, 3- 19, 21 – 37, 38 – 55 and 57 - 133 are allowable for the reasons set forth above and early allowance of the application is respectfully requested.

The Commissioner is hereby authorized to charge any additional fees or credit any overpayment to Deposit Account No. 07-1896. The Examiner is invited to contact Applicant's Attorney at (650) 320-7426 if there are any questions or if the Examiner feels that a telephone conference will speed the prosecution of this application.

Respectfully submitted,

GRAY CARY WARE & FREIDENRICH LLP

Dated: October 31, 2002

By   
Timothy W. Lohse  
Attorney for Applicant  
Reg. No. 35,255

GRAY CARY WARE & FREIDENRICH LLP  
Attn: Patent Department  
1755 Embarcadero Road  
Palo Alto, CA 94303  
Telephone: (650) 320-7426